GOVERNMENT OF ANDHRA PRADESH

A B S T R A C T

PR&RD Department – - Elections & Rules - Issuance Andhra Pradesh Panchayat Raj (Reservation of Seats and Offices of Gram Panchayats, Mandal Praja Parishads and Zilla Praja Parishads) Rules, 2020 - Notification Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (E&R) DEPARTMENT

G.O.Ms.No.560 **Dated:02.03.2020.**

Read the following:-

1) G.O.Ms.No.220, P.R.&R.D. Department, dt:25.05.2006
2) G.O.Ms.No.77, PR&RD (Ele. & Rules) Department, dt:07.04.2011.
3) G.O.Ms.NO.128, PR&RD (Ele. & Rules) Department, dt: 8-6-2011.
4) G.O.Ms.No.259, PR&RD (Elec. & Rules) dt.01.05.2013.
5) G.O.Ms.No.279, PR&RD (Elec. & Rules) dt.01.06.2013.
6) G.O.Ms.No.282, PR&RD (Elec. & Rules) dt.11.06.2013.
7) G.O.Ms.No.293, PR&RD (Elec. & Rules) dt.20.06.2013.

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ORDER:-

The following Notification shall be published in the extra-ordinary A.P. Gazette on 04-03-2020 :-

NOTIFICATION

In exercise of the powers conferred by sub-section (1) of section 268 of the Andhra Pradesh Panchayat Raj Act, 1994 (Act No.13 of 1994) and in pursuance of the orders of the Hon'ble High Court of Andhra Pradesh Orders in WP (PIL) No.2 of 2020 and in supersession of the Andhra Pradesh Panchayat Raj (Reservation of seats and offices of Gram Panchayats, Mandal Praja Parishads and Zilla Praja Parishads, Rules, 2006 issued vide G.O.Ms.No.220, P.R.&R.D. Department, dated 25th May, 2006,G.O.Ms.No.77, PR&RD (Ele. & Rules) Department, dated 7th April 2011 and G.O.Ms.NO.128, PR&RD (Ele. & Rules) Department, dated 8-6-2011 G.O.Ms.No.259, PR&RD (Elec. & Rules) dt.01.05.2013, G.O.Ms.No.279, PR&RD (Elec. & Rules) dt.01.06.2013, G.O.Ms.No.282, PR&RD (Elec. & Rules) dt.11.06.2013 and G.O.Ms.No.293, PR&RD (Elec. & Rules) dt.20.06.2013 the Governor of Andhra Pradesh, hereby makes the following rules relating to reservation of seats and Offices of Gram Panchayats, Mandal Praja Parishads and Zilla Praja Parishads for the members belonging to Scheduled Tribes, Scheduled Castes, Backward Classes and Women.

RULES

1. These rules may be called the Andhra Pradesh Panchayat Raj (Reservation of Seats and Offices of Gram Panchayats, Mandal Praja Parishads and Zilla Praja Parishads) Rules, 2020, and these rules shall come into force with immediate effect.

2. In these rules, unless the context otherwise requires;-

(i) 'Act' Means the Andhra Pradesh Panchayat Raj Act 1994(Act No.13 of 1994):

(ii) 'Commissioner' means any officer who is authorized by the Government to exercise any of the powers or discharge any of the duties of the Commissioner under this Act;

(iii) The expression "Revenue Divisional Officer" under these rules shall include the Sub-Collector or Assistant Collector in charge of a Revenue Division.

(iv) "Words" and "Expressions" used, but not defined in these rules shall have the same meanings assigned to them in the Act.

2(A) Reservation: Conditionally allotting the Offices / Seats to the categories ST / SC / BCs. The overall vertical reservation shall not breach 50% in each unit. Reservations shall be made to the Categories in the order of "ST" then "SC" and then "BC". Reserving shall be stopped at the category where overall reservation reaches 50% subject to the rules specified below.

3. (i) In every district, the reservation of Offices and the Seats shall be made in accordance with the following rules before every ordinary election and notified in the District Gazette concerned in respect of Gram Panchayats, Mandal Praja Parishads and ZPTCs in Zilla Praja Parishads.

(ii)The reservation of Chairperson, Zilla Praja Parishads shall be made in accordance with the following rules before every ordinary election and notified in the A.P. State Gazette.

PART-I

GRAM PANCHAYAT

Members of Gram Panchayat

Reservation of Seats of Ward Members of Gram Panchayats in SCHEDULED AREA Villages:

4(1) The Revenue Divisional Officer shall, in respect of each Gram Panchayat in Scheduled area in his jurisdiction, determine in the first instance the number of wards to be reserved in the Gram Panchayat concerned for the members belonging to Scheduled Tribes subject to the condition that the number of wards so reserved shall bear as nearly as may be, the same proportion to the total number of wards to be filled by direct election to the Gram Panchayat as the population of Scheduled Tribes in that Gram Panchayat bears to the total population of that Gram Panchayat,

Provided that the RDO shall, in the scheduled areas, allot not less than one half of the total number of Wards in each Gram Panchayat for being reserved for Scheduled Tribes.

Provided that in order to safeguard the interests of Schedule Tribes in the matter of their representation in panchayats located in the Scheduled areas, the wards shall be reserved in proportion to the Scheduled Tribes population though the total reservation exceeds 50%.

4(1)(a) After determining the wards to be reserved to Scheduled Tribes, the leftover wards, if any, should be kept open for un-reserved.

4(1)(b) In the villages constituted with Tribal Habitations / Tribal Thandas having100% ST Population, all the wards of Gram Panchayat of such villages shall be reserved for STs only.

Explanation: For the purposes of determining the wards under these rules any fraction less than one-half shall be ignored and any fraction equal to or more than one-half shall be counted as one.

Reservation of Seats of Ward Members of Gram Panchayats in NON- SCHEDULED AREA Villages:

4(2) The Revenue Divisional Officer shall, in respect of each Gram Panchayat in non-Scheduled area in his jurisdiction, determine in the first instance the number of wards to be reserved in the Gram Panchayat concerned for the members belonging to Scheduled Tribes and the Scheduled Castes subject to the condition that the number of wards so reserved shall bear, as nearly as may be, the same proportion to the total number of wards to be filled by direct election to the Gram Panchayat as the population of Schedule Tribes or Scheduled Castes as the case may be, in that Gram Panchayat bears to the total population of that Gram Panchayat.

4(3) In case of the overall determined numbers reserved for Scheduled Tribes and Scheduled Castes under sub rule (2) being less than 50 percent of the total number of seats of ward members of Gram Panchayat, the number of wards to be reserved for the members belonging to Backward Classes, in the Gram Panchayat concerned, subject to the condition that the number of wards so reserved shall bear, as nearly as may be, the same proportion to the total number of wards to be filled by direct election to the Gram Panchayat as the Voters of Backward Classes in that Gram Panchayat bears to the total Voters of that Gram Panchayat.

Provided that the total number of seats reserved for the Scheduled Castes, Scheduled Tribes under sub-rule (2)and the Backward Classes under this sub-rule shall not exceed fifty percent of the total number of seats in the Gram Panchayat.

Explanation: For the purposes of determining the wards under these rules, any fraction less than one-half shall be ignored and any fraction equal to or more than one-half shall be counted as one.

4(4) The Revenue Divisional Officer shall reserve half of the number of wards reserved for Scheduled Tribes, Scheduled Castes and Backward Classes and half of the unreserved wards for Women under 4(1) , 4(2) & 4(3), in each Gram Panchayat.

- Provided that, in case of odd numbers in the total seats/offices 0.5 fraction occurring by division of odd numbers shall be rounded to one in the first election. In the subsequent election, the same fraction shall be ignored.

- Provided further that, calculate first Women seats in even numbers then 0.5 fraction occurring in categories shall be rounded to one

commencing from ST to UR until the total required number of women seats shall be arrived.

- Provided also that, the Cycle of reservation for women in each category must be completed in two elections with 50% reservation.

5(1) The Revenue Divisional Officer shall then communicate the number of Seats of Ward Members of Gram Panchayats to be reserved in each Gram Panchayat for the members of Scheduled Tribes, Scheduled Castes, Backward Classes and Women to Mandal Parishad Development Officer concerned.

(2) On receipt of communication from the RDO under sub rule (1), the Mandal Parishad Development Officer shall, in the first instance reserve the wards allotted under rule 4(1)and 4(2) to the Scheduled Tribes in the Ward where the proportion of voters belonging to Scheduled Tribes to the total number of Scheduled Tribe voters in the Gram Panchayat concerned is the highest in the descending order.

(3) After excluding the wards reserved for Scheduled Tribes in the respective Gram Panchayats, the Mandal Parishad Development Officer shall reserve the wards for Scheduled Castes in the remaining wards, allotted under rule 4(2), where the proportion of voters belonging to Scheduled Castes to the total number of Scheduled Castes voters in the Gram Panchayat concerned is the highest in the descending order.

(4) The Mandal Parishad Development Officer, after reserving the wards in favour of Scheduled Tribes and Scheduled Castes in each Gram Panchayat, shall reserve the wards allotted under Rule 4(3) for Backward Classes, from the remaining wards of the Gram Panchayat, where the proportion of voters belonging to the backward classes to the total number of backward class voters in the Gram Panchayat concerned is the highest in the descending order.

(5) The reservation of wards for women in the Gram Panchayats allotted under rule-4(4) shall be made by the Mandal Parishad Development Officer in each category, i.e., ST, SC, BC and Unreserved, on the basis of the highest proportion of the women voters in the ward to the total number of voters in the ward is the highest in the descending order.

(6) The reservation of wards for Scheduled Tribes, Scheduled Castes, Backward Classes and Women under sub-rules-(2) to (5) of Rule 5 shall be by rotation, commencing from the first ordinary election held under these Rules.

Explanation**:-** For removal of doubts, it is hereby declared that:-

In case where the reservation for STs, SCs or BCs cannot be made due to non availability of their voters in required number of wards, then the reservation shall be made in descending order in such of those wards where the voters of STs/SCs/BCs are available in the first instance, and thereafter, the remaining reservation of Wards shall be made by draw of lots.

Example:- If there are eight Wards in a Gram Panchayat of which six are to be reserved for Scheduled Tribes, Whereas, Scheduled Tribes voters are available only in three Wards then the reservation for the remaining three Wards shall be made by draw of lots from among the other five wards by the Mandal Parishad Development Officer concerned.

Reservation of Offices of the Sarpanchas of Gram Panchayats

7 (1) The Revenue Divisional Officer shall determine in the first instance the number of offices of Sarpanchas to be reserved in each Mandal Praja Parishad for the Scheduled Tribes and Scheduled Castes subject to the condition that the number of offices so reserved shall bear as nearly as may be, the same proportion as the population of the Scheduled Tribes or as the case may be, Scheduled castes in the Mandal Parishad bears to the total population of the Mandal Parishad concerned.

Provided that all the Offices of Sarpanchas of Gram Panchayats wholly located in Scheduled Areas shall be reserved for Scheduled Tribes.

Provided further that all the Offices of Sarpanchas of Gram Panchayats of the villages constituted with Tribal Habitations / Tribal Thandas having 100% ST Population shall be reserved for Scheduled Tribes only.

(2) In case of the overall determined number of offices reserved to Scheduled Tribes and Scheduled Castes under sub rule (1) being less than 50 percent of the total number of Offices of Sarpanchas of Gram Panchayats,the number of offices of Sarpanchas to be reserved, in the Mandal Praja Parishad concerned, for the members belonging to Backward Classes subject to the condition that the number of offices so reserved shall bear, as nearly as may be, the same proportion to the total number of offices to be filled by direct election as the Voters of Backward Class in that Mandal bears to the total Voters of that Mandal.

Provided that the total number of Offices reserved for the Scheduled Castes, Scheduled Tribes and the Backward Classes shall not exceed fifty percent of the total number of offices of Sarpanchas of Gram Panchayats in non scheduled area of the District.

8 (1) The Revenue Divisional Officer shall reserve half of the number of offices reserved for Scheduled Tribes, Scheduled Castes and Backward Classes and half of the unreserved offices for Women under 7(1) & 7(2) in each Mandal.

- Provided that in case of odd numbers in the total seats/offices 0.5 fraction occurring by division of odd numbers shall be rounded to one in the first election. In the subsequent election, the same fraction shall be ignored.

- Provided further that calculate first Women seats in even numbers then 0.5 fraction occurring in categories shall be rounded to one commencing from ST to UR until the total required number of women offices shall be arrived.

- Provided further that the cycle of reservation for women in each category must be completed in two elections with 50% reservation.

(2) The Revenue Divisional Officer shall allot offices of Sarpanchas in each Mandal Praja Parishad for the members belonging to Scheduled Tribes, Scheduled Castes and Backward Classes. He shall allot offices to the Scheduled Tribe in the first instance where the proportion of population of the Scheduled Tribes in the Gram Panchayat to the total population of the Scheduled Tribes in the Mandal Praja Parishad is the highest in the descending order.

(3) After excluding the Gram Panchayats reserved for Scheduled Tribes, the Revenue Divisional Officer, shall reserve the Offices for the Scheduled Castes allocated to each Mandal from the remaining Gram Panchayats, where the proportion of the population of the Scheduled Castes of Gram Panchayat to the total SC population of the Mandal Praja Parishad is the highest in the descending order.

(4) After excluding the Gram Panchayats reserved for Scheduled Tribes and Scheduled Castes in the Mandal Praja Parishad, the Revenue Divisional Officer shall reserve the offices for the Backward classes from the remaining Gram Panchayats where the proportion of voters belonging to Backward classes in the Gram Panchayat to the total BC voters in the Mandal Praja Parishad is the highest in the descending order.

(5) The Revenue Divisional Officer shall reserve one–half of the offices for women in each of the category from out of the ST, SC,BC and unreserved, on the basis of the highest proportion of the women population in the Gram Panchayat to the total population of the Gram Panchayat is the highest in the descending order.

9(1) The reservation of offices of Sarpanchas of Gram Panchayats for Scheduled Tribes, Scheduled Castes, Backward Classes and Women under Rules 8(2) to 8(5) shall be by rotation commencing from the first ordinary election held under these Rules.

(2) If a new Gram Panchayat is formed after ordinary general elections to Gram Panchayats, to determine the category of reservation to that Gram Panchayat proportionate reservation as provided from rule-7(1) to 8(1) will be notionally worked out taking a new Gram Panchayat into consideration. If this new worked out reservations results in a clear additional seat for any one category, the newly created Gram Panchayat would be allotted to that category. If it does not, then the reservation for the newly created Gram Panchayat shall be decided by drawing of lots:

Provided that this does not apply to Gram Panchayats located in the schedule areas.

PART-II

MANDAL PRAJA PARISHADS

Members of Mandal Parishad Territorial Constituencies

10(1) The Revenue Divisional Officer shall, in respect of each Mandal Praja Parishad wholly located in the Scheduled Area in the District in the first instance, allot the number of Mandal Parishad Territorial Constituencies (Herein after referred to as MPTC) to be reserved in the Mandal Praja Parishad concerned for the members belonging to Scheduled Tribes subject to the condition that the number of MPTCs so reserved shall bear as nearly as may be, the same proportion to the total number of MPTCs to be filled by direct election to the Mandal Praja Parishad as the population of Scheduled Tribes in that Mandal Praja Parishad bears to the total population of that Mandal Praja Parishad.

Provided that the Revenue Divisional Officer shall, in the Mandal Praja Parishad wholly located in the Scheduled Areas, allot not less than one half of the total number of MPTCs in each Mandal Praja Parishad for being reserved for Scheduled Tribes.

Provided further that in order to safeguard the interests of Schedule Tribes in the matter of their representation in the Mandals wholly located in the Scheduled areas, the MPTCs shall be reserved on the proportion of ST population though the total reservation exceeds 50%.

(1) (a) After determining the seats of Mandal Parishad Territorial Constituencies to be reserved to Scheduled Tribes, the leftover seats, if any, shall be kept open for unreserved.

(2) The Revenue Divisional Officer shall, in respect of each Mandal Praja Parishad located in Non-Scheduled Area in his jurisdiction, determine in the first instance the number of Mandal Parishad Territorial Constituencies (Herein after referred to as MPTC) to be reserved in the Mandal Praja Parishad concerned for the members belonging to Scheduled Tribes and the Scheduled Castes subject to the condition that the number of Mandal Parishad Territorial Constituencies so reserved shall bear as nearly as may be the same proportion to the total number of MPTCs to be filled by direct election to the Mandal Praja Parishad as the population of Scheduled Tribes or as the case may be, of the Scheduled Castes, in that Mandal Praja Parishad bears to the total population of that Mandal Praja Parishad.

(3) In case of the overall reservation for Scheduled Tribes and Scheduled Castes being less than 50 percent of the total number of Seats of Mandal Parishad Territorial Constituencies in that Mandal, the Revenue Divisional Officer shall determine the number of Mandal Parishad Territorial Constituencies to be reserved in the Mandal Praja Parishad concerned for the members belonging to Backward Classes, subject to the condition that the number of Mandal Parishad Territorial Constituencies so reserved shall bear, as nearly as may be, the same proportion to the total number of Mandal Parishad Territorial Constituencies to be filled by direct election to the Mandal Praja Parishad

as the Voters of Backward Classes in that Mandal Praja Parishad bears to the total Voters of that Mandal Praja Parishad.

Provided the total number of seats reserved for the Scheduled Castes, Scheduled Tribes under sub-section (2) and the Backward Classes under this sub-section shall not exceed fifty percent of the total number of seats in the Mandal Praja Parishad.

(4) The Revenue Divisional Officer shall reserve half of the number of Mandal Parishad Territorial Constituencies reserved for Scheduled Tribes, Scheduled Castes, and Backward Classes and half of the unreserved seats for Women in each Mandal Praja Parishad.

- Provided that, in case of odd numbers in the total seats/offices 0.5 fraction occurring by division of odd numbers shall be rounded in the first election. In the subsequent election the same fraction shall be ignored.

- Provided further that calculate first Women seats in even numbers then 0.5 fraction occurring in categories shall be rounded to one commencing from ST to UR until the total required number of women offices shall be arrived.

- Provided also that the Cycle of reservation for women in each category must be completed in two elections with 50% reservation.

(5) If a new Mandal Parishad Territorial Constituencies is formed after ordinary elections to Mandal Praja Parishads to determine the category of reservation to that Mandal Parishad Territorial Constituencies, proportionate reservation as provided in sub rules 1 to 4 shall be worked out taking the new Mandal Parishad Territorial Constituencies into consideration. If this new worked out reservations, result in a clear additional seat for any one category, the Mandal Parishad Territorial Constituencies newly created shall be allotted to that category. If it does not result in additional seat, then the reservation for the newly created Mandal Parishad Territorial Constituencies shall be decided by draw of lots.

11(1) The Revenue Divisional Officer shall reserve in the first instance Mandal Parishad Territorial Constituencies allotted to the Scheduled Tribes in respect of each Mandal Praja Parishad in his Revenue Division where the proportion of the population of Scheduled Tribes in the Mandal Parishad Territorial Constituencies to the total Scheduled Tribes population of the Mandal Praja Parishad is the highest in the descending order.

(2) After excluding the Mandal Parishad Territorial Constituencies reserved for Scheduled Tribes in the respective Mandal Praja Parishads, the Revenue Divisional Officer shall reserve Mandal Parishad Territorial Constituencies for Scheduled castes allotted under Rule 10 (2) from the remaining Mandal Parishad Territorial Constituencies where the proportion of the population of the Scheduled Castes in the Mandal Parishad Territorial Constituencies to the total SC population of the Mandal Praja Parishad is the highest in the descending order.

(3) After excluding the reserve Mandal Parishad Territorial Constituencies reserved for Scheduled Tribes and Scheduled Castes in respect of a Mandal Praja Parishad, the Revenue Divisional Officer shall reserve from the remaining Mandal Parishad Territorial Constituencies for Backward Classes in each Mandal Praja Parishad, such Mandal Parishad Territorial Constituencies where the proportion of voters belonging to Backward Classes to the total number of BC Voters of the Mandal Praja Parishad is the highest in the descending order.

(4) The Revenue Divisional Officer shall reserve one–half of the reserve Mandal Parishad Territorial Constituencies for women in each of the category from out of the ST, SC, BC and unreserved, on the basis of the highest proportion of the women population in the reserve Mandal Parishad Territorial Constituency to the total population of the reserve Mandal Parishad Territorial Constituency is the highest in the descending order.

12. The reservation of reserve Mandal Parishad Territorial Constituencies for Scheduled Tribes, Scheduled Castes, Backward Classes and Women under Rules 11(1) to 11(4) shall be, by rotation as far as practicable, commencing from the first ordinary election held under these Rules.

PRESIDENT, MANDAL PRAJA PARISHADS

13(1) Reservation of office of the President, Mandal Praja Parishad shall be determined after reservation for Zilla Parishad Territorial Constituencies is completed as indicated in rules 16 and 17. As far as possible, office of the President, Mandal Praja Parishad shall not be reserved for the same category as that corresponding to Zilla Praja Parishad Territorial Constituency except in Scheduled Area.

(1)(a) The District Collector shall determine in the first instance the number of offices of the President, Mandal Praja Parishad to be reserved for the members belonging to Scheduled Tribes and Scheduled Castes subject to the condition that the number of offices so reserved shall bear as nearly as may be, the same proportion as the population of the Scheduled Tribes or as the case may be, Scheduled Castes in the district bears to the total population of the non scheduled area of the District.

Provided that all the offices of President of Mandal Praja Parishads wholly located in Scheduled Areas shall be reserved for Scheduled Tribes.

(2) In case of the overall reservation for Scheduled Tribes and Scheduled Castes being less than 50 percent of the total number of Offices of President, Mandal Praja Parishad, the number of Offices to be reserved in the District for the members belonging to Backward Classes in respect of the Mandal Praja Parishads subject to the condition that the number of offices so reserved for Backward Classes shall bear as nearly as may be the same proportion as the voters of the Backward Classes in the District bears to the total voters of the non scheduled area of the District.

Provided, the total number of Offices reserved for the Scheduled Castes, Scheduled Tribes and the Backward Classes shall not exceed fifty percent of the total number of offices of president, Mandal Praja Parishad in non scheduled area of the District.

(3) The District Collector shall reserve for women one-half of the number of offices reserved for Scheduled Tribes, Scheduled Castes and Backward Classes and one-half of the unreserved offices in the District.

- Provided that in case of odd numbers in the total seats/offices 0.5 fraction occurring by division of odd numbers shall be rounded to one in the first election. In the subsequent election the same fraction shall be ignored.
- Provided further that calculate first Women seats in even numbers then 0.5 fraction occurring in categories shall be rounded to one commencing from Scheduled Tribes to Un-reserved until the total required number of women offices shall be arrived.
- Provided also that the Cycle of reservation for women in each category must be completed in two elections with 50% reservation.

14(1) The District Collector, on determination of numbers under Rule 13 in the first instance, shall reserve the Mandal Praja Parishads in the District and allot to the Scheduled Tribes where the proportion of the population of Scheduled Tribes of the Mandal Praja Parishad to the total Scheduled Tribes population of the District is the highest in the descending order.

(2) After excluding the Mandal Praja Parishads reserved for Scheduled Tribes, the District Collector shall reserve from among the other Mandal Praja Parishads the offices for the Scheduled Castes allocated to each District under rule 13 where the proportion of the population of the Scheduled Castes of the Mandal Praja Parishad to the total Scheduled Castes population of the District is the highest in the descending order.

(3) The reservation of offices for Backward Classes in each District shall be made by the Collector after excluding the Mandal Praja Parishad reserved for Scheduled Tribes and Scheduled Castes, where the proportion of the Backward Class voters in the Mandal Praja Parishad to the total BC voters in the Districts the highest in the descending order.

(4) The District Collector shall reserve one–half of the Offices of President, Mandal Praja Parishad for women as allocated under 13(3), in each of the category from out of the ST, SC,BC and unreserved, on the basis of the highest proportion of the women population in the Mandal to the total population of the Mandal is the highest in the descending order.

15(1) The reservation of offices of President, Mandal Praja Parishad for Scheduled Tribes, Scheduled Castes, Backward Classes and Women under Rules 14(1) to 14(4) shall be by rotation commencing from first ordinary election held under these Rules.

(2) If a new Mandal is formed after ordinary elections to Mandal, to determine the category of reservation to that Mandal, Mandal Praja Parishad President post proportionate reservation as provided from Rules 13 (1) to 13(3) shall be worked out taking the new Mandal Praja Parishad into consideration. If this new worked out reservations, result in a clear additional seat for any one category, the Mandal Praja Parishad newly created shall be allotted to that category. If it does not result in additional seat, then the reservation for the newly created Mandal Praja Parishad shall be decided by draw of lots.

PART-III

ZILLA PRAJA PARISHADS

Members of Zilla Parishad Territorial Constituencies

16(1) The District Collector shall determine in the first instance the number of Zilla Parishad Territorial Constituencies (hereinafter referred to as ZPTC) to be reserved for the members belonging to Scheduled Tribes and the Scheduled Castes subject to the condition that the number of ZPTCs so reserved shall bear as nearly as may be the same proportion to the total number of ZPTCs to be filled by direct election to the Zilla Praja Parishad as the population of Scheduled Tribes or as the case may be, of the Scheduled Castes in that Zilla Praja Parishad bears to the total population of the Non Scheduled area of the District.

Provided that, the District Collector shall allocate all the Seats of Zilla Parishad Territorial Constituencies wholly located in the Scheduled areas to Scheduled Tribes only.

(2) In case of overall reservation for Scheduled Tribes and Scheduled Castes being less than 50 percent of the total number of Seats of reserve Zilla Parishad Territorial Constituencies in the Zilla Praja Parishad, the number of seats to be reserved, for the members belonging to Backward Classes, shall bear, as nearly as may be, the same proportion to the total number of Zilla Parishad Territorial Constituencies to be filled by direct election to the Zilla Praja Parishad as the Voters of Backward Classes in that Zilla Praja Parishad bears to the total voters of the District.

Provided, the total number of seats reserved for the Scheduled Castes, Scheduled Tribes under sub-section (1) and the Backward Classes under this sub-section shall not exceed fifty percent of the total number of Zilla Parishad Territorial Constituencies in the District.

(3) The District Collector shall reserve half of the number of Zilla Parishad Territorial Constituencies reserved for Scheduled Tribes, Scheduled Castes and Backward Classes and half of the unreserved Zilla Parishad Territorial Constituencies for women in each Zilla Praja Parishad.

- Provided that in case of odd numbers in the total seats/offices 0.5 fraction occurring by division of odd numbers shall be rounded to one in the first election. In the subsequent election the same fraction shall be ignored.
- Provided further that calculate first Women seats in even numbers then 0.5 fraction occurring in categories shall be rounded to one commencing from Scheduled Tribes to Un-reserved until the total required number of women offices shall be arrived.
- Provided further that the Cycle of reservation for women in each category must be completed in two elections with 50% reservation.

17(1) The office of President, Mandal Praja Parishad and the Seat of member of Zilla Parishad Territorial Constituency which are co-terminus shall not as far as practicable, be reserved for same categories, i.e., ST/SC/BC and Women except in Scheduled area.

(1)(a) The District Collector shall reserve in respect of Zilla Parishad Territorial Constituencies and allot to the Scheduled Tribes in the District, in the first instance in such Zilla Parishad Territorial Constituencies, where the proportion of population of the Scheduled Tribes in the Zilla Parishad Territorial Constituencies to the total Scheduled Tribes population of the District is the highest in the descending order.

(2) After excluding the Zilla Parishad Territorial Constituencies reserved for Scheduled Tribes, the District Collector, shall reserve from among the other Zilla Parishad Territorial Constituencies the offices for the Scheduled Castes allocated to each District under rule 16 where the proportion of the Scheduled Castes of the Zilla Parishad Territorial Constituency to the total Scheduled Castes population of the District is the highest in the descending order.

(3) The reservation of Zilla Parishad Territorial Constituencies for Backward Classes in the District as allocated under sub-rule (2) of rule 16 shall be made by the District Collector after excluding the Zilla Parishad Territorial Constituencies reserved for Scheduled Tribes and Scheduled Castes where the proportion of voters of Backward Classes in the Zilla Parishad Territorial Constituency to the total Backward Classes voters in the District is the highest in the descending order.

(4) The District Collector shall reserve one–half of the Zilla Parishad Territorial Constituencies for women as allocated under sub-rule (3) of rule 16 in each of the category from out of the ST, SC,BC and unreserved on the basis of the highest proportion of the women population in the Mandal to the total population of the Mandal is the highest in the descending order.

18. The reservation of Zilla Parishad Territorial Constituencies for Scheduled Tribes, Scheduled Castes, Backward Classes and Women under Rules 17(1) to 17(4) shall be by rotation, commencing from the first ordinary election held under these Rules.

CHAIRPERSON, ZILLA PRAJA PARISHAD

19(1) The Commissioner, Panchayat Raj, shall in respect of the State determine in the first instance the number of offices of Chairpersons, Zilla Praja Parishads to be reserved in the State for the members belonging to Scheduled Tribes and the Scheduled Castes subject to the condition that the number of Offices so reserved to Schedule Tribes shall be proportionate to the percentage of population of Schedule Tribes to the Total population of the State (i.e., the total number of Zilla Praja Parishads in the State). In the case of Scheduled Castes, the number of offices of the Chairperson, Zilla Praja Parishad to be reserved shall be proportionate to the percentage of population of the Schedule Castes to the total population of the State (i.e., the total number of Zilla Praja Parishads in the State).

(2) In case, the overall reservation for Scheduled Tribes and Scheduled Castes is less than 50 percent of the total number of Offices of Chairpersons, Zilla Praja Parishads,the Commissioner Panchayat Raj, shall determine the number of Offices to be reserved in the State for the

members belonging to Backward Classes subject to the condition that the number of Offices so reserved to Backward Classes shall bear as nearly as may be the same proportion to the voters of Backward Classes of the State to the total voters of in the State (i.e., the total number of voters of all Zilla Praja Parishads in the State).

Provided that the total number of offices reserved for the Scheduled Castes, Scheduled Tribes under sub-section (1) and the Backward Classes under this sub-section shall not exceed fifty percent of the total number of office of Chairpersons of Zilla Praja Parishads in the District.

(3) The Commissioner shall reserve half of the number of offices of Chairpersons reserved for Scheduled Tribes, Scheduled Castes and Backward Classes and half of the unreserved offices for women in the State.

- Provided that in case of odd numbers in the total seats/offices 0.5 fraction occurring by division of odd numbers shall be rounded to one in the first election. In the subsequent election the same fraction shall be ignored.
- Provided further that calculate first Women seats in even numbers then 0.5 fraction occurring in categories shall be rounded to one commencing from ST to UR until the total required number of women offices shall be arrived.
- Provided also that the cycle of reservation for women in each category must be completed in two elections with 50% reservation.

20(1) The Commissioner shall on determining the number under sub-rule (1) of rule 19 in respect of the State, reserve offices of Chairpersons and allot to the Scheduled Tribes in the first instance where the proportion of the population of Scheduled Tribes of the District to the total ST population of the State is the highest in the descending order.

(2) After excluding the offices of Chairpersons reserved for Scheduled Tribes, the Commissioner, Panchayat Raj shall reserve the offices of Chairpersons to Scheduled Castes from the remaining offices determined under sub-rule(1) of rule 19 where the proportion of the population of the Scheduled Castes of the District to the total Scheduled Castes population of the State is the highest in the descending order.

(3) After excluding the offices of Chairpersons reserved for Scheduled Tribes and Scheduled Castes, the Commissioner shall reserve the offices of Chairpersons for the Backward Classes determined under sub-rule (2) of rule 19 where the proportion of the voters of the Backward Classes to the total Backward Classes voters in the State is the highest in the descending order.

(4) The Commissioner shall reserve one–half of the offices of Chairpersons for women as allocated under sub-rule (3) of rule 19 in each of the category from out of the ST, SC, BC and unreserved on the basis of the highest proportion of the women population in the District to the total population of the District is the highest in the descending order.

21(1) The reservation of offices of Chairpersons for Scheduled Tribes, Scheduled Castes, Backward Classes and Women made under Rules

20(1) to 20(4) shall be, by rotation commencing from this first ordinary election held under these Rules.

(2) Candidates elected from any of the Territorial Constituencies shall be eligible to contest for the office of the Chairperson, Zilla Praja Parishad, provided such candidate belongs to the same category for which the office is reserved and though not elected from a reserved Territorial constituency.

(3) To determine the category of reservation for any new Zilla Praja Parishad/s notified after ordinary elections to the Zilla Praja Parishads, the proportionate reservation as provided from rules 19(1) to 19(3) shall be worked out taking the new Zilla Praja Parishad/s into consideration. If this new Zilla Praja Parishad is worked out reservation results in a clear additional office for anyone category, the newly created Zilla Praja Parishad shall be allotted to that category. If it does not result in additional office, then the reservation for the newly created Zilla Praja Parishad/s shall be decided by draw of lots.

Transitional Provisions: Any reservations already notified for the purpose of Fourth ordinary elections under the superseded rules shall stand cancelled.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADEASH)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

To:
The Commissioner of Printing, Stationery and Stores Purchase.
Department, AP Vijayawada for publication in A.P Extraordinary Gazette.
The Commissioner, Panchayat Raj & Rural Development, AP, Guntur.
The Secretary, State Election Commission, AP, Vijayawada.
All the District Collectors in the State.
All the District Panchayat Officers in the State.
All the Chief Executive Officers of Zilla Parishads in the State.

Copy to:
The Law (F) Department.
All Departments of Secretariat.
All Sections in Panchayat Raj and Rural Development Dept.
The Secretary/Principal Secretary to Hon'ble Chief Minister
The OSD to Minister (PR&RD, M&G)
The OSD to Chief Secretary.
The PS to Principal Secretary, PR&RD.
SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER